

**Special Board Meeting - January 26, 2018 (Friday, January 26, 2018)**

Generated by Karen Canale on Thursday, January 25, 2018

**Meeting Opening****Call To Order**

11:30 a.m.

Present:

Aimee Callen, President  
James Bell, Vice President  
Brian Chetney  
Thomas DeCastro  
Lynda Sereno  
Samuel Tripp

Absent:

Brandon Lagoe  
Nancy Squairs  
Carrie Plasse  
Heidi Sweeney  
Dr. Goewey

Present:

Karen Canale, District Clerk

**Pledge of Allegiance****Door to the Public****Board of Education:**

**1. BOND RESOLUTION DATED JANUARY 26, 2018 A RESOLUTION AUTHORIZING THE RENOVATION AND IMPROVEMENT OF CERTAIN SCHOOL DISTRICT BUILDINGS AND FACILITIES BY THE CITY SCHOOL DISTRICT OF THE CITY OF OSWEGO, OSWEGO COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$60,180,000 AND AUTHORIZING THE ISSUANCE OF \$56,180,000 SERIAL BONDS TO PAY THE COSTS THEREOF.** WHEREAS, the Board of Education of the City School District of the City of Oswego, Oswego County, New York (the "School District") has determined it is the best interests of the School District to undertake the reconstruction, improvement, rehabilitation, repair, furnishing and equipping of Oswego High School, Oswego Middle School, Fitzhugh Park Elementary School, Kingsford Park Elementary School, Riley Elementary School, Leighton Elementary School and Minetto Elementary School, including site work and the acquisition of original furnishings, equipment, machinery and apparatus required for the purposes for which such buildings are to be used; and WHEREAS, the requirements of the New York State Environmental Quality Review Act applicable to the capital projects described above have been met; and WHEREAS, it is now desired to provide for the financing of such capital projects. NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the City School District of the City of Oswego, New York, as follows: Section 1. The School District is hereby authorized to undertake the reconstruction, improvement, rehabilitation, repair, furnishing and equipping of Oswego High School, Oswego Middle School, Fitzhugh Park Elementary School, Kingsford Park Elementary School, Riley Elementary School, Leighton Elementary School and Minetto Elementary School, including site work and the acquisition of original furnishings, equipment, machinery and apparatus required for the purposes for which such buildings are to be used, at a total estimated maximum cost not to exceed \$60,180,000. Section 2. The plan for financing of such maximum estimated cost shall consist of the following: (a) the issuance of up to \$56,180,000 serial bonds (the "Bonds") of the School District, which are hereby authorized pursuant to the provisions of the Local Finance Law; and (b) the appropriation and expenditure of up to \$4,000,000 from the School District's Capital Reserve Fund, which are hereby authorized. Section 3. The Board of Education hereby determines that the obligations authorized by this resolution may be issued in excess of the

constitutional debt limitation of the School District. Section 4. It is hereby determined that the period of probable usefulness of the aforesaid objects or purposes is thirty (30) years pursuant to subdivision 97 of paragraph a of Section 11.00 of the Local Finance Law. Section 5. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the bonds and any bond anticipation notes issued in anticipation of the Bonds (including sale by electronic bidding), and the power to issue Bonds providing for substantially level or declining annual debt service, is hereby delegated to the President of the Board of Education, the chief fiscal officer of the School District. Section 6. The temporary use of available funds of the School District, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution. Section 7. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the School District's General Fund. It is intended that the School District shall then reimburse expenditures from the General Fund with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the School District's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein. Section 8. The faith and credit of the School District are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the School District by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year. Section 9. The Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the School District, payable as to both principal and interest by a general tax upon all the taxable real property within the School District, without legal or constitutional limit as to rate or amount, such tax to be collected in annual installments in the years and amounts as the Board of Education shall determine in accordance with Section 416 of the Education Law. Section 10. The validity of the Bonds or any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if: (a) such obligations are authorized for an object or purpose for which the School District is not authorized to expend money; or (b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days (20) days after such publication; or (c) such obligations are authorized in violation of the provisions of the Constitution. Section 11. The President of the Board of Education, as chief fiscal officer of the School District, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the School District to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12. Section 12. This resolution shall not become effective unless a proposition approving this resolution is adopted at a special or annual School District meeting in accordance with Article 41 and Article 53 of the New York Education Law. Section 13. After a proposition approving this resolution has been adopted and this resolution becomes effective, this resolution, or a summary hereof, shall be published in the official newspapers of the School District, together with a notice of the School District Clerk in substantially the form provided in Section 81.00 of the Local Finance Law. Section 14. This resolution supersedes, in its entirety, the bond resolution adopted by the Board of Education on January 4, 2018. STATE OF NEW YORK ) ) SS.: COUNTY OF OSWEGO ) I, KAREN C. CANALE, Clerk of the City School District of the City of Oswego, New York (the "School District"), DO HEREBY CERTIFY: That I have compared the annexed abstract of the minutes of the meeting of the Board of Education of the School District, held on the 26th

day of January, 2018, including the resolution contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

Dee Callen, President Voting - Yes  
 James Bell, Vice President Voting - Yes  
 Brian Chetney Voting - Yes  
 Thomas DeCastro Voting - Yes  
 Brandon Lagoe Voting - Absent  
 Lynda Sereno Voting - Yes  
 Samuel Tripp Voting - Yes

I FURTHER CERTIFY that the full Board of Education of the School District consists of seven (7) members; that six (6) members of the Board of Education were present at such meeting; and, that six (6) of such members voted in favor of the above resolution. I FURTHER CERTIFY that (i) all members of the Board of Education had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the School District this 30th day of January, 2018.

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 Karen C. Canale, Clerk, City School District of the City of Oswego, New York (SEAL)

## 2. Board of Education

### A. Resolution Approving a Revised Proposition for the 2018 Capital Project Vote

Recommended Action: RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY SCHOOL DISTRICT OF THE CITY OF OSWEGO Approving a Revised Proposition to be Considered at the Special District Meeting to be Held on March 6, 2018 WHEREAS, on January 4, 2018 the Board of Education (the "Board") of the City School District of the City of Oswego (the "District") adopted a bond resolution (the "Bond Resolution") authorizing the reconstruction, improvement, rehabilitation, repair, furnishing and equipping of Oswego High School, Oswego Middle School, Fitzhugh Park Elementary School, Kingsford Park Elementary School, Riley Elementary School, Leighton Elementary School and Minetto Elementary School, including site work and the acquisition of original furnishings, equipment, machinery and apparatus required for the purposes for which such buildings are to be used (collectively, the "Project"), at a maximum estimated cost of \$60,180,000, and authorizing the issuance of up to \$56,180,000 serial bonds of the District and the expenditure of up to \$4,000,000 from the District's Capital Reserve Fund to pay the cost thereof; and WHEREAS, by resolution adopted January 4, 2018, the Board approved a proposition (the "Proposition") for submission to District voters, at a Special District meeting to be held on March 6, 2018, seeking voter approval of the Bond Resolution, including the Capital Reserve Fund expenditure, as required by law; and WHEREAS, on January 26, 2018, the Board adopted a new bond resolution relating to the Project, upon the advice of the District's bond counsel, to expressly state that the principle amount of District obligations issued to finance the Project may exceed the District's constitutional debt limit; and WHEREAS, the Board now intends to approve a revised Proposition for submission to voters at the Special District Meeting to be held on March 6, 2018. NOW, THEREFORE, BE IT RESOLVED, by the Board as follows: Section 1. The Board hereby orders and directs that the following proposition shall be submitted to District voters at the Special District Meeting to be held on Tuesday, March 6, 2018, in place of the proposition previously approved by the Board on January 4, 2018: Proposition No. 1 Shall the bond resolution adopted by the Board of Education of the City School District of the City of Oswego (the "District") on January 26, 2018, which (1) authorizes the reconstruction, improvement, rehabilitation, repair, furnishing and equipping of Oswego High School, Oswego Middle School, Fitzhugh Park Elementary School, Kingsford Park Elementary School, Riley Elementary School, Leighton Elementary School and Minetto Elementary School, including site work and acquisition of original furnishings, equipment, machinery and apparatus required for the purposes for which such buildings are to be used, at a maximum estimated cost of \$60,180,000; (2) authorizes the issuance of up to \$56,180,000 serial bonds of the District and the expenditure of up to \$4,000,000 from the District's Capital Reserve Fund to finance the cost of such capital projects; (3) authorizes the issuance of obligations of the District in a principal amount that may exceed the District's constitutional

debt limitation; (4) provides for the levy of taxes on the taxable real property within the District to be collected in annual installments to pay debt service on obligations issued to finance such capital projects; and (5) pledges the District's faith and credit for payment of bond anticipation notes and such bonds, be approved? Section 2. The District Clerk is hereby directed to include the foregoing proposition in the notice of the Special School District meeting. Section 3. This resolution shall take effect immediately. The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows: Aye Nay Absent

Aimee Callen, President Voting - Yes  
 James Bell, Vice President Voting - Yes  
 Brian Chetney Voting - Yes  
 Thomas DeCastro Voting - Yes  
 Brandon Lagoe Voting - Absent  
 Lynda Sereno Voting - Yes  
 Samuel Tripp Voting - Yes

The resolution was thereupon declared duly adopted.

CERTIFICATION STATE OF NEW YORK ) COUNTY OF OSWEGO ) ss: I, KAREN K. CANALE, District Clerk of the Oswego City School District, DO HEREBY CERTIFY: That I have compared the foregoing copy of a resolution of the Board of Education (the "Board") of the Oswego City School District, adopted by the Board on January 26, 2018 with the original thereof on file in my office, and the same is a true and correct copy of said original and the whole of said original so far as the same relates to the subject matters therein referred to, and that all members of the Board of Education had due notice of said meeting, and that pursuant to Article VII of the Public Officers Law the meeting was open to the public. IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of the City School District of the City of Oswego, New York, this day of January, 2018. \_\_\_\_\_  
 (AFFIX SEAL) Karen K. Canale District Clerk

### ITEMS FROM THE BOARD

Samuel Tripp: What percent of the votes are need to approve this vote? James Bell stated he believed it is 67% of the voters need to vote yes. Also mentioned the editorial in the Palladium Times is no accurate. Someone should respond, Board President or Superintendent? The board would like to give their opinion.

James Bell: Would like the public to look at the plan it should be self explanatory. People are not hearing the facts.

Aimee Callen: Would like to joining CNYSBA. Samuel Tripp would like more information. Bring back discussion at the February 6, 2018 meeting. To join CNYSBA Aimee stated the association would accept \$3400 pro rated for the end of the year.

Thomas DeCastro: The question he is receiving is why the athletics and construction are being lump together.

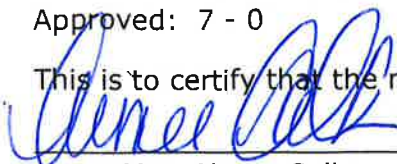
The public also needs to know that it is a long range project and it is .38 per \$100,00 house.

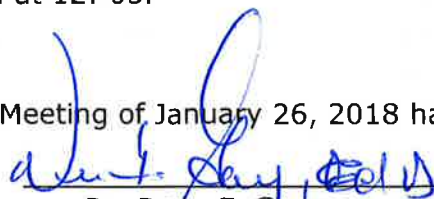
### ADJOURN

Recommended Action: Upon the presentation and recommendation of Dr. Dean Goewey, Superintendent of Schools, motion made by James Bell, and seconded by Thomas DeCastro, that the Board of Education adjourn from Regular Session at 12: 05.

Approved: 7 - 0

This is to certify that the minutes of the Regular Meeting of January 26, 2018 have been approved:

  
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 Mrs. Aimee Callen  
 BOE President

  
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 Dr. Dean F. Goewey  
 Superintendent of Schools